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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

RAYMOND BALL, an individual, and JOSEPH
TOTH, an individual,

Plaintiffs,

v.

MATTHEW CARSON, an individual,
WILLIAM CARSON, an individual,
TERRANCE THURBER, an individual,
THOMAS THURBER, an individual, DG
ROLLINS MINING, LLC, a Wyoming limited
liability company, COLUMBIA GORGE DATA
CENTER, LLC, a Nevada limited liability
company, WHC & SWC INVESTMENTS, LTD,
a Texas limited partnership, INTELLIGENT
INVESTMENTS, LLC, a Texas limited liability
company, and SNICKERS #1, LLC, a Texas
limited liability company,

Defendants.

Case No. 3:19-cv-00242-HZ

NOTICE OF SETTLEMENT

Plaintiffs, Messrs. Raymond Ball and Joseph Toth, through the undersigned counsel, hereby provide the Court with notice of a final settlement between the parties. This settlement shall resolve all disputes described in the pleadings and, accordingly, the parties shall no longer require the trial and pretrial dates presently set for November 9, 2020, and November 17, 2020, respectively. The parties anticipate filing a stipulated dismissal by the end of the week, if not sooner.

DATED: June 16, 2020

COSGRAVE VERGEER KESTER LLP

s/ Damon M. Semmens

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **NOTICE OF SETTLEMENT** on the date indicated below by:

- mail with postage prepaid, deposited in the US mail at Portland, Oregon,
- hand delivery,
- facsimile transmission,
- overnight delivery,
- electronic filing notification.

If served by facsimile transmission, attached to this certificate is the printed confirmation of receipt of the documents generated by the transmitting machine. I further certify that said copy was placed in a sealed envelope delivered as indicated above and addressed to said attorneys at the addresses listed below:

Peter J. Viteznik
Robert B. Miller
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Attorneys for Defendants
Terrence Thurber, Thomas Thurber,
DG Rollins Mining, LLC and
Columbia Gorge Data Center, LLC

DATED: March 11, 2020

s/ Stella Wolfe

Stella Wolfe